

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

In re: LOPRESTI, EUGENE

§ Case No. 09-23657

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Debtor(s)

TRUSTEE'S FINAL REPORT (TFR)

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under Chapter 7 of the United States Bankruptcy Code was filed on June 30, 2009. The undersigned trustee was appointed on *bad date*.
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.

4. The trustee realized the gross receipts of \$ 41,834.12

Funds were disbursed in the following amounts:

Payments made under an interim distribution	<u>0.00</u>
Administrative expenses	<u>0.00</u>
Other payments to creditors	<u>0.00</u>
Non-estate funds paid to 3rd Parties	<u>0.00</u>
Exemptions paid to the debtor	<u>15,000.00</u>
Other payments to the debtor	<u>0.00</u>
Leaving a balance on hand of ¹	\$ <u>26,834.12</u>

The remaining funds are available for distribution.

¹ The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. § 326(a) on account of the disbursement of the additional interest.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

6. The deadline for filing non-governmental claims in this case was 06/07/2010 and the deadline for filing governmental claims was 06/07/2010. All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$3,433.41. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$0.00 as interim compensation and now requests the sum of \$3,433.41, for a total compensation of \$3,433.41. ²In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$0.00 and now requests reimbursement for expenses of \$5.72, for total expenses of \$5.72.²

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: 11/02/2010 By: /s/ALEX D. MOGLIA
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

² If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D)

Form 1

Individual Estate Property Record and Report

Asset Cases

Case Number: 09-23657

Trustee: (330260) ALEX D. MOGLIA

Case Name: LOPRESTI, EUGENE

Filed (f) or Converted (c): 06/30/09 (f)

§341(a) Meeting Date: 08/12/09

Period Ending: 11/02/10

Claims Bar Date: 06/07/10

1 Asset Description (Scheduled And Unscheduled (u) Property) Ref. #	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property <u>Abandoned</u> OA=\$554(a) DA=\$554(c)	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1 Real Estate located at 740 Bentwater, Naples FL	530,000.00	18,043.00	DA	0.00	FA
2 Checking account with - Archer Bank	100.00	0.00	DA	0.00	FA
3 Savings account with Archer Bank	100.00	0.00	DA	0.00	FA
4 Miscellaneous used household goods	2,000.00	0.00	DA	0.00	FA
5 Personal used clothing	200.00	0.00	DA	0.00	FA
6 2007 BMW 3 Series with 30000 miles (See Footnote)	24,550.00	0.00	DA	0.00	FA
7 One-third Interest in 7817 Natchez Land Trust (See Footnote)	Unknown	0.00		41,831.97	FA
Int INTEREST (u)	Unknown	N/A		2.15	Unknown
8 Assets Totals (Excluding unknown values)	\$556,950.00	\$18,043.00		\$41,834.12	\$0.00

RE PROP# 6 Reaffirmation agreement signed Sept 2009.

RE PROP# 7 FILED ON AMENDED SCHEDULE A 5-19-2010

Major Activities Affecting Case Closing:

Initial Projected Date Of Final Report (TFR): September 30, 2010

Current Projected Date Of Final Report (TFR): September 30, 2010

Form 2

Cash Receipts And Disbursements Record

Case Number: 09-23657
Case Name: LOPRESTI, EUGENE

Trustee: ALEX D. MOGLIA (330260)
Bank Name: The Bank of New York Mellon
Account: 9200-*****85-65 - Money Market Account
Blanket Bond: \$5,000,000.00 (per case limit)
Separate Bond: N/A

Taxpayer ID #: **-***8673

Period Ending: 11/02/10

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
08/16/10	{7}	Paul A. Smolinski, LTD	real estate funds	1110-000	41,831.97		41,831.97
08/18/10		To Account #9200*****8566	Funds to be sent to Eugene Lopresti	9999-000		15,000.00	26,831.97
08/31/10	Int	The Bank of New York Mellon	Interest posting at 0.1500%	1270-000	1.71		26,833.68
09/30/10	Int	The Bank of New York Mellon	Interest posting at 0.0100%	1270-000	0.22		26,833.90
10/29/10	Int	The Bank of New York Mellon	Interest posting at 0.0100%	1270-000	0.22		26,834.12

ACCOUNT TOTALS	41,834.12	15,000.00	\$26,834.12
Less: Bank Transfers	0.00	15,000.00	
Subtotal	41,834.12	0.00	
Less: Payments to Debtors		0.00	
NET Receipts / Disbursements	\$41,834.12	\$0.00	

Form 2

Cash Receipts And Disbursements Record

Case Number: 09-23657
Case Name: LOPRESTI, EUGENE

Trustee: ALEX D. MOGLIA (330260)
Bank Name: The Bank of New York Mellon
Account: 9200-*****85-66 - Checking Account
Blanket Bond: \$5,000,000.00 (per case limit)
Separate Bond: N/A

Taxpayer ID #: **-***8673
Period Ending: 11/02/10

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
08/18/10		From Account #9200*****8565	Funds to be sent to Eugene Lopresti	9999-000	15,000.00		15,000.00
08/18/10	101	Eugene Lopresti	Court order on turnover of funds for homestead exemption	8100-002		15,000.00	0.00

ACCOUNT TOTALS	15,000.00	15,000.00	\$0.00
Less: Bank Transfers	15,000.00	0.00	
Subtotal	0.00	15,000.00	
Less: Payments to Debtors		15,000.00	
NET Receipts / Disbursements	\$0.00	\$0.00	

	Net Receipts	Net Disbursements	Account Balances
TOTAL - ALL ACCOUNTS			
MMA # 9200-*****85-65	41,834.12	0.00	26,834.12
Checking # 9200-*****85-66	0.00	0.00	0.00
	\$41,834.12	\$0.00	\$26,834.12

Claims Register

Case: 09-23657 LOPRESTI, EUGENE

Claims Bar Date: 06/07/10

Claim Number	Claimant Name / <Category>, Priority	Claim Type/ Date Filed	Claim Ref./ Notes	Amount Filed/ Allowed	Paid to Date	Claim Balance
	ALEX D. MOGLIA 1325 REMINGTON RD.STE. H SCHAUMBURG, IL 60173 <2100-00 Trustee Compensation>, 200	Admin Ch. 7 06/30/09		\$3,433.41 \$3,433.41	\$0.00	\$3,433.41
	ALEX D. MOGLIA 1325 REMINGTON RD.STE. H SCHAUMBURG, IL 60173 <2200-00 Trustee Expenses>, 200	Admin Ch. 7 06/30/09		\$5.72 \$5.72	\$0.00	\$5.72
	SPRINGER, BROWN, COVEY, GAERTNER & DAVIS LLC WHEATON EXECUTIVE CENTER 400 S. COUNTY FARM ROAD - SUITE 330 WHEATON, IL 60187 <3210-00 Attorney for Trustee Fees (Other Firm)>, 200	Admin Ch. 7 06/30/09		\$7,335.00 \$7,335.00	\$0.00	\$7,335.00
	SPRINGER, BROWN, COVEY, GAERTNER & DAVIS LLC WHEATON EXECUTIVE CENTER 400 S. COUNTY FARM ROAD - SUITE 330 WHEATON, IL 60187 <3220-00 Attorney for Trustee Expenses (Other Firm)>, 200	Admin Ch. 7 06/30/09		\$93.02 \$93.02	\$0.00	\$93.02
1	Glenview State Bank Donald Newman,Donald L Newman & Associates,11 S. LaSalle Street - Suite Chicago, IL 60603 <4110-00 Real Estate--Consensual Liens (mortgages, deeds of trust, PMSI)>, 100	Secured 08/19/09	DISALLOWED BY OOC, DOCKET #41 & 42, 9-22-2010.	\$26,533.31 \$0.00	\$0.00	\$0.00
2	Discover Bank Dfs Services LLC PO Box 3025 New Albany, OH 43054-3025 <7100-00 General Unsecured § 726(a)(2)>, 610	Unsecured 03/12/10		\$12,118.24 \$12,118.24	\$0.00	\$12,118.24
3	Capital Recovery III LLC As Assignee of Unsecured Capital One Installment,c/o Recovery Management Systems Corp,25 SE 2nd Avenue Miami, FL 33131 <7100-00 General Unsecured § 726(a)(2)>, 610	Unsecured 03/14/10		\$21,878.05 \$21,878.05	\$0.00	\$21,878.05
4	Chase Bank USA, N.A. PO Box 15145 Wilmington, DE 19850-5145 <7100-00 General Unsecured § 726(a)(2)>, 610	Unsecured 03/19/10		\$22,289.20 \$22,289.20	\$0.00	\$22,289.20

Claims Register

Case: 09-23657 LOPRESTI, EUGENE

Claims Bar Date: 06/07/10

Claim Number	Claimant Name / <Category>, Priority	Claim Type/ Date Filed	Claim Ref./ Notes	Amount Filed/ Allowed	Paid to Date	Claim Balance
5	Chase Bank USA, N.A. PO Box 15145 Wilmington, DE 19850-5145 <7100-00 General Unsecured § 726(a)(2)>, 610	Unsecured 03/19/10		\$27,248.32 \$27,248.32	\$0.00	\$27,248.32
6	Chase Bank USA, N.A. PO Box 15145 Wilmington, DE 19850-5145 <7100-00 General Unsecured § 726(a)(2)>, 610	Unsecured 03/19/10		\$25,620.31 \$25,620.31	\$0.00	\$25,620.31
7	Chase Bank USA, N.A. PO Box 15145 Wilmington, DE 19850-5145 <7100-00 General Unsecured § 726(a)(2)>, 610	Unsecured 03/20/10		\$9,702.40 \$9,702.40	\$0.00	\$9,702.40
8	Chase Bank USA, N.A. PO Box 15145 Wilmington, DE 19850-5145 <7100-00 General Unsecured § 726(a)(2)>, 610	Unsecured 03/20/10		\$51,903.42 \$51,903.42	\$0.00	\$51,903.42
9	PYOD LLC its successors and assigns as assignee of Citibank,c/o Resurgent Capital Services,PO Box 19008 Greenville, SC 29602 <7100-00 General Unsecured § 726(a)(2)>, 610	Unsecured 03/23/10		\$11,508.40 \$11,508.40	\$0.00	\$11,508.40
10	American Express Centurion Bank Beckett and Lee LLP Attorney/Agent for Creditor,POB 3001 Malvern, PA 19355-0701 <7100-00 General Unsecured § 726(a)(2)>, 610	Unsecured 04/09/10		\$3,285.19 \$3,285.19	\$0.00	\$3,285.19
11	Discover Personal Loans Po Box 30954 Salt Lake City, UT 84130 <7100-00 General Unsecured § 726(a)(2)>, 610	Unsecured 05/10/10		\$10,819.80 \$10,819.80	\$0.00	\$10,819.80
12	Fia Card Services, NA/Bank of America by American Infosource Lp As Its Agent 06/02/10 PO Box 248809 Oklahoma City, OK 73124-8809 <7100-00 General Unsecured § 726(a)(2)>, 610	Unsecured		\$14,410.07 \$14,410.07	\$0.00	\$14,410.07
13	Fia Card Services, NA/Bank of America by American Infosource Lp As Its Agent 06/02/10 PO Box 248809 Oklahoma City, OK 73124-8809 <7100-00 General Unsecured § 726(a)(2)>, 610	Unsecured		\$51,836.90 \$51,836.90	\$0.00	\$51,836.90

Claims Register

Case: 09-23657 LOPRESTI, EUGENE

Claims Bar Date:

Claim Number	Claimant Name / <Category>, Priority	Claim Type/ Date Filed	Claim Ref./ Notes	Amount Filed/ Allowed	Paid to Date	Claim Balance
Case Total:					\$0.00	\$273,487.45

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 09-23657
Case Name: LOPRESTI, EUGENE
Trustee Name: ALEX D. MOGLIA

Balance on hand: \$ 26,834.12

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
N/A					

Total to be paid to secured creditors: \$ 0.00

Remaining balance: \$ 26,834.12

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - ALEX D. MOGLIA	3,433.41	0.00	3,433.41
Trustee, Expenses - ALEX D. MOGLIA	5.72	0.00	5.72
Attorney for Trustee, Fees - SPRINGER, BROWN, COVEY, GAERTNER & DAVIS LLC	7,335.00	0.00	7,335.00
Attorney for Trustee, Expenses - SPRINGER, BROWN, COVEY, GAERTNER & DAVIS LLC	93.02	0.00	93.02

Total to be paid for chapter 7 administration expenses: \$ 10,867.15

Remaining balance: \$ 15,966.97

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$0.00 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
N/A				

Total to be paid for priority claims: \$ 0.00

Remaining balance: \$ 15,966.97

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ 262,620.30 have been allowed and will be paid *pro rata* only after all allowed administrative and priority claims have been paid in full.

The timely allowed general (unsecured) dividend is anticipated to be 6.1 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
2	Discover Bank	12,118.24	0.00	736.77
3	Capital Recovery III LLC As Assignee of	21,878.05	0.00	1,330.16
4	Chase Bank USA, N.A.	22,289.20	0.00	1,355.15
5	Chase Bank USA, N.A.	27,248.32	0.00	1,656.66
6	Chase Bank USA, N.A.	25,620.31	0.00	1,557.68
7	Chase Bank USA, N.A.	9,702.40	0.00	589.89
8	Chase Bank USA, N.A.	51,903.42	0.00	3,155.66
9	PYOD LLC its successors and assigns as assignee of	11,508.40	0.00	699.70
10	American Express Centurion Bank	3,285.19	0.00	199.74
11	Discover Personal Loans	10,819.80	0.00	657.83
12	Fia Card Services, NA/Bank of America	14,410.07	0.00	876.11
13	Fia Card Services, NA/Bank of America	51,836.90	0.00	3,151.62

Total to be paid for timely general unsecured claims:	\$	15,966.97
Remaining balance:	\$	0.00

Tardily filed claims of general (unsecured) creditors totaling \$ 0.00 have been allowed and will be paid pro rata only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
N/A				

Total to be paid for tardy general unsecured claims: \$ 0.00

Remaining balance: \$ 0.00

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$ 0.00 have been allowed and will be paid pro rata only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
N/A				

Total to be paid for subordinated claims: \$ 0.00

Remaining balance: \$ 0.00